

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2012-288-T - ORDER NO. 2021-744
NOVEMBER 24, 2021

IN RE:	Application of The Midtown Group, LLC for)	ORDER GRANTING
	a Class C (Charter) Certificate of Public)	REINSTATEMENT OF
	Convenience and Necessity for Operation of)	CERTIFICATE
	Motor Vehicle Carrier)	

This matter comes before the Public Service Commission of South Carolina (the “Commission”) by way of the Application of The Midtown Group, LLC (the “Applicant”) to reinstate the Applicant’s Class C Charter Certificate of Public Convenience and Necessity No. 8632.

On March 6, 2018, a Petition was filed by the South Carolina Office of Regulatory Staff (“ORS”) to Revoke Certificates of Public Convenience and Necessity of certain motor carriers for failure to maintain and file evidence of insurance¹; thereby failing to comply with the statutes governing operations of motor vehicle carriers in South Carolina. The record reflects that the Applicant was listed in and served with the Petition to Revoke Certificates for noncompliance.

For those motor carriers who had not responded to the prior notifications of noncompliance, a formal hearing regarding the Petition was held on June 6, 2018. The Commission found that the Certificates of Public Convenience and Necessity held by

¹ See Docket No. 2018-77-T.

certain carriers, including the Applicant, should be revoked and cancelled for the violation of failing to file evidence of insurance. Accordingly, on June 22, 2018, the Commission issued Order No. 2018-414, which cancelled the Applicant's Certificate No. 8632.

By request filed October 26, 2021, the Applicant requests that the Certificate in question be reinstated. The original Application for certification of The Midtown Group, LLC, which is on file with the Commission, provides documentation regarding the Applicant's stated knowledge of and commitment to abide by all relevant statutes and Commission regulations.

The Commission has reviewed the case before it, and after due consideration, the Commission concludes that the above-mentioned Certificate should be reinstated, subject to compliance with all the applicable statutes and the Commission's Rules and Regulations, and that prior to such compliance and certification, regulated motor carrier services shall not be provided by the Applicant.

IT IS THEREFORE ORDERED:

1. That Class C Charter Certificate of Public Convenience and Necessity No. 8632 of The Midtown Group, LLC be, and hereby is, reinstated, subject to compliance with the applicable statutes and the Commission's Rules and Regulations.
2. That all operating rights authorized under the Certificate are hereby reinstated, subject to compliance with the applicable statutes and the Commission's Rules and Regulations.
3. Failure of the Applicant to complete the above process within ninety (90) days of the date of this Order, or within such additional time as may be authorized by the Commission should an extension of time be approved prior to the expiration of the ninety

(90) day time period, shall cause this Order to become null and void, thereby rescinding the authority granted for reinstatement of the Applicant's Certificate. In this event, the request for reinstatement shall be dismissed without prejudice, and no further action by the Commission is necessary.

4. The ORS is requested to furnish to the Commission, every two months, the names and docket numbers of those applicants whose order becomes null and void under the terms of the previous paragraph.

5. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



Justin T. Williams, Chairman
Public Service Commission of
South Carolina